

~~Ordinance~~ Resolution No. 1-08

Passed January 14, 20 08

1/8/08-gmk  
(Finance & Property)

## Resolution No. 1-08

A resolution declaring the intent to appropriate property for the improvement of Applegrove Street in the City of North Canton, Ohio by widening Applegrove Street and declaring the same to be an emergency.

WHEREAS, the widening of Applegrove Street is necessary and advisable for the public health and safety of the citizens of the City of North Canton and Stark County, Ohio.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO:

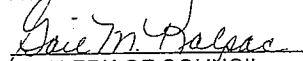
- Section 1. That it is deemed necessary and it is hereby declared to be intention of this Council to appropriate right of way in and to the premises hereinafter described:
- A. A fee interest in Parcel 5WD as described in the Warranty Deed appended hereto as "Exhibit A" for the improvement of Applegrove Street in the City of North Canton.
  - B. A temporary right of way for highway improvement to construct a driveway and grade and seed, over and upon the land described in the Temporary Right of Way Agreement Parcel No. 5T appended hereto as "Exhibit B".
  - C. A fee interest to construct, use, maintain and keep in repair of a storm sewer, necessary for real drainage, together with necessary manholes and underdrains, and appurtenances as described in the Easement of Sewer Purposes Parcel 5S appended hereto as "Exhibit C".
- Section 2. It is hereby declared that it is desirable in the public interest that the City take immediate possession of the property and any structures thereon and the amount to be deposited with the Clerk of Court at the time of filing of the complaint to take possess of and enter upon the property described in Section 1 above under the provisions of Chapter 163 of OHIO REVISED CODE of \$ 16,800.00 to be paid in the Court of Common Pleas at the time of the filing of the complaint for the appropriation.
- Section 3. That the Mayor, be, and is hereby authorized to cause written notice of passage of this resolution to be given to the owners, person in possession or having an interest of record in the above described premises, and said notice shall be served according to law by a person to be designated for that purpose by said Mayor, and to make a return of said services on notice in the manner provided by law.
- Section 4. That this resolution is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton and further necessary for the expeditious and timely assemblage of right-of-way for the Applegrove Widening Project; wherefore, this resolution shall take effect and be in force immediately upon its adoption by Council and approval by the Mayor.

North Canton, OH  
Passed: 1/14/08

  
MAYOR

SIGNED: 1/24, 2008

ATTEST:

  
CLERK OF COUNCIL